

JUL 07 2004

OFFICIALAppl. No. 10/642,718
Amdt. dated July 7, 2004
Reply to Office Action dated May 7, 2004**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

U.S. Serial No.: 10/642,718
Filing Date: 08/18/2003
Applicant: Robert E. Weinstein
Title: ANTIHISTAMINE/DECONGESTANT REGIMENS FOR TREATING
RHINITIS
Atty. Dkt. No.: wein0803con
Art Unit: 3728
Examiner: Luong, Shian Tinh Nhan

Commissioner for Patents
PO Box 1450
Alexandria, VA 22313-1450

Dear Sir:

Enclosed for filing in the above-referenced patent application please find a Request for Reconsideration, a Terminal Disclaimer, PTO form 2038 for payment of \$55.00 for the disclaimer fee claiming small entity status, and a return fax cover sheet.

Respectfully submitted,

Dated: 7/7/04

Robert R. Deleault, Reg. No. 39,165
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Certificate of Transmission

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Robert R. Deleault

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Fax Cover Sheet

Date: July 7, 2004**Time:** 1:45 PM**To:** Examiner Shian T. Luong
Art Unit 3728, USPTO**Phone:** 703-308-2039**Fax:** 703-872-9306**From:** Robert R. Deleault, Esq.
Mesmer & Deleault, PLLC**Phone:** (603) 668-1971**Fax:** (603) 622-1445**RE:** Response - Ser. No. 10/642,718**Number of pages including cover sheet:** 7 sheets**Message:**

Attached please find the following:

Transmittal letter:	1 page
Response:	3 pages
Terminal disclaimer:	1 page
PTO form 2038	1 page

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Thank you,



Robert R. Deleault
Reg. No. 39,165

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KURT M. RYLANDER
TRIAL & PATENT ATTORNEY AT LAW PC
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TO: UNITED STATES PATENT AND TRADEMARK OFFICE

FAX #: 703-308-2685 **305-7687**

FROM: WENDY FOX

DATE: August 16, 2004

Docket No. ASTL01

In re application of: LARRY J. AST; CHRISTINA A. AST

Serial No. 10/456,147 Examiner: John M. Jillions

Filed: June 06, 2003 Group Art Unit: 3654

For: STRING OF LIGHTS REEL

Number of pages including this cover page: 3 PAGES TOTAL

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Notice of Interference (1 page)

PFO-2003 Credit Card Payment Form (1 page)

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AUG 16 2004

Paper No.

NOTICE OF FEE DEFICIENCY

The informality regarding the payment of the fee is indicated below in connection with

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- ☐ the original filing of the application and/or preliminary amendment (e.g. additional claim fees)
- ☒ the reply filed on 06/28/04 because of the following matter(s). See 37 CFR 1.111 and 37 CFR 1.135. The reply is not fully responsive to the prior Office action

FEE(S) DUE

- ☒ 1. The reply (e.g., amendment) is considered incomplete in that the funds in Deposit Account No. 502552 are insufficient to cover the entire fee due. The balance* is due within the time period set below.
- ☐ 2. The reply (e.g., amendment) is considered incomplete in that the Credit Card payment to cover the entire fee due to Account (Card type + last 4 digits ONLY) was refused.
- The balance* is due within the time period set below.
- ☐ 3. The reply (e.g., amendment) has not been entered, since applicant has failed to remit (or authorize charge to a Deposit Account or Credit Card) the fee as indicated on the attached Patent Application Fee Determination Record. Remittance or authorization is due within the time period set below.
- ☒ 4. The filing fee of \$ submitted in this application is insufficient. A balance of \$ 497.00 is due for presentation of excess claims (37 CFR 1.16(b) & (c)).
- ☐ 5. Other.

Explanation (Provide specific details of the required correction in order to assist the applicant. Indicate whether a service charge has been added to the fee due):

APPLICANT IS GIVEN A TIME PERIOD OF ONE (1) MONTH or THIRTY (30) DAYS FROM THE MAILING DATE OF THIS NOTICE, WHICHEVER IS LONGER, WITHIN WHICH TO REMIT THE FEE OR ^ IN ORDER TO AVOID ABANDONMENT. EXTENSIONS OF THIS TIME PERIOD MAY BE GRANTED UNDER 37 CFR 1.136.

THE INDICATED AMOUNT OF THE FEE(S) DUE IS SUBJECT TO CHANGE YEARLY ON OCTOBER 1 (37 CFR 1.16 & 1.21). THE AMOUNT OF THE FEE(S) DUE IS DETERMINED AS OF THE DATE A COMPLETE REPLY IS RECEIVED BY THE OFFICE (37 CFR 1.8 & 1.10). BECAUSE THE AMOUNT DUE IS NOT NECESSARILY THE FEE INDICATED ABOVE, IT IS RECOMMENDED THAT APPLICANT CHECK THE CURRENT FEE SCHEDULE WHICH IS POSTED ON THE USPTO'S WEBSITE AT: <http://www.uspto.gov/wcb/offices/ac/qs/ope/fecs.htm>

*Service Charges: There is a \$50 service charge for processing each payment refused (including a check returned "unpaid") or charged back by a financial institution (37 CFR 1.21(m)). There is a \$25.00 service charge for each month when the balance of a deposit account is below \$1000 at the end of the month (37 CFR 1.21(b)(2)).

Cornel Allen
Legal Instruments Examiner (LIE) or Clerk of Group

Inquires regarding this Notice should be addressed to the above at (703) 308-9465 (insert Phone Number).

PTOL-319 (Rev 3-02)

PAGE 2/3 * RCVD AT 8/16/2004 4:30:45 PM [Eastern Daylight Time] * SVR:USPTO-EFXXRF-4/0 * DNIS:7468000 * CSID:13607509953

* DURATION (mm-ss):01-28

08/18/2004 SHINRSS1 00000073 10456147 441.00 0P
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